
HOUSE BILL No. 1901

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-3-11-3.1; IC 20-4-1-26.10; IC 20-4-1-27.2; IC 20-4-8-18.5.

Synopsis: Marion County school board ballots. Requires that the same method used to cast votes for all other candidates be used to cast votes for school board candidates in Marion County.

Effective: July 1, 2003.

Frizzell, Porter

January 23, 2003, read first time and referred to Committee on Elections and Apportionment.

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Introduced

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1901

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-3-11-3.1 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 3.1. (a) The board of
3 school commissioners consists of seven (7) members. Each member
4 shall be elected on a nonpartisan basis in primary elections held in the
5 county as specified in this section. Five (5) of the members shall be
6 elected from the school board districts in which they reside and two (2)
7 members shall be elected at large. Not more than two (2) of the
8 members who serve on the board may reside in the same school board
9 district. When a candidate runs for one (1) of the district positions on
10 the board, only eligible voters residing in the candidate's district may
11 vote for that candidate. When a person is a candidate for one (1) of the
12 at-large positions, eligible voters from all the districts may vote for that
13 candidate. When a candidate files to run for a position on the board, the
14 candidate must specify whether the candidate is running for a district
15 or an at-large position. All members elected to the board serve four (4)
16 year terms. A candidate who runs for a district or an at-large position
17 wins if the candidate receives the greatest number of votes of all the

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1 candidates against whom the candidate runs. Districts shall be
 2 established within the school corporation by the state board of
 3 education. The districts shall be drawn on the basis of precinct lines
 4 and as nearly as practicable, of equal population with the population of
 5 the largest not to exceed the population of the smallest by more than
 6 five percent (5%). District lines must not cross precinct lines. The state
 7 board of education shall establish balloting procedures for the election
 8 under IC 3 and other procedures required to implement this section.

9 (b) Each member of the board of school commissioners serves under
 10 section 2 of this chapter. The vacancies in the board of school
 11 commissioners shall be filled temporarily by the school board as soon
 12 as practicable after the vacancy occurs. The member chosen by the
 13 board to fill a vacancy holds office until the member's successor is
 14 elected and qualified. The successor shall be elected at the next regular
 15 school board election occurring after the date on which the vacancy
 16 occurs, at which time the vacancy shall be filled for the remainder of
 17 the term.

18 (c) Persons elected to serve on the board begin their terms on July
 19 1 of the year of their election.

20 (d) Notwithstanding any law to the contrary, voters shall cast their
 21 votes for school board candidates by voting machine or paper ballot.
 22 **However, the same method used to cast votes for all other offices**
 23 **for which candidates have qualified to be on the election ballot**
 24 **must be used for the school board offices.**

25 SECTION 2. IC 20-4-1-26.10 IS ADDED TO THE INDIANA
 26 CODE AS A NEW SECTION TO READ AS FOLLOWS
 27 [EFFECTIVE JULY 1, 2003]: **Sec. 26.10. (a) This section applies to**
 28 **a community school corporation located in a county containing a**
 29 **consolidated city.**

30 **(b) The same method used to cast votes for all other offices for**
 31 **which candidates have qualified to be on the election ballot must be**
 32 **used for the school board offices on the election ballot.**

33 SECTION 3. IC 20-4-1-27.2 IS ADDED TO THE INDIANA CODE
 34 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 35 1, 2003]: **Sec. 27.2. (a) This section applies to a school corporation**
 36 **located in a county containing a consolidated city.**

37 **(b) The same method used to cast votes for all other offices for**
 38 **which candidates have qualified to be on the election ballot must be**
 39 **used for the school board offices on the election ballot.**

40 SECTION 4. IC 20-4-8-18.5 IS ADDED TO THE INDIANA CODE
 41 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 42 1, 2003]: **Sec. 18.5. (a) This section applies to a metropolitan or**

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1 consolidated school corporation located in a county containing a
2 consolidated city.

3 (b) The same method used to cast votes for all other offices for
4 which candidates have qualified to be on the election ballot must be
5 used for the school board offices on the election ballot.

6 SECTION 5. [EFFECTIVE JULY 1, 2003] IC 20-3-11-3.1, as
7 amended by this act, and IC 20-4-1-26.10, IC 20-4-1-27.2, and
8 IC 20-4-8-18.5, as added by this act, apply to all school board
9 elections held after December 31, 2003.

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